

FILED

IN THE UNITED STATES DISTRICT COURT DECEMBER 11 PM 2:56

NORTHERN DISTRICT OF OHIO

EASTERN DIVISION

CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
YOUNGSTOWN

UNITED STATES OF AMERICA,	)	Case No. 4:19 MJ 6238
	)	
Plaintiff,	)	
	)	MAGISTRATE JUDGE
v.	)	GEORGE J. LIMBERT
	)	
MARTIN ESCOBAR,	)	<b><u>WAIVER OF SPEEDY TRIAL ACT</u></b>
	)	<b><u>OF 1974 AND ORDER</u></b>
Defendant.	)	
	)	

The below signatures reflect the parties' representations that they have requested a continuance of Defendant's time to indict beyond the 30 day limit set forth in the Speedy Trial Act of 1974, 18 U.S.C. § 3161 (hereinafter "The Act"). Defendant further represents that he/she has discussed his/her rights under the Act and specifically states that his/her interests will be best served by the granting of a continuance.

The attorney for Defendant hereby represents that he/she has discussed Defendant's rights under the Act with him/her, is satisfied that Defendant understands said rights, and concurs with the decision of Defendant that a continuance will be in Defendant's best interest.

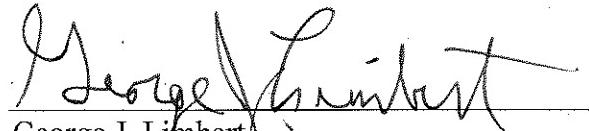
For reasons set forth below, this Court finds that the ends of justice, which would be served by the granting of a continuance, outweigh the best interests of the public and the defendant in being charged. 18 U.S.C. § 3161(b) and 3161(h). Specifically, the Court hereby finds that:

- the failure to grant a continuance in the proceeding would be likely to make a continuation of the proceeding impossible, or would result in a miscarriage of justice.
- the case is so unusual or so complex due to:
  - the number of defendants
  - the nature of the prosecution
  - the existence of novel questions of fact or law
  - that it would be unreasonable to expect adequate preparation for pretrial proceedings or for the trial itself within the time limits established by 18 U.S.C. § 3161.
- the Defendant's arrest preceded his/her indictment, and
  - the arrest occurred at a time such that it is unreasonable to expect return and filing of the indictment within the period specified in 18 U.S.C. § 3161(b)
  - the facts upon which the grand jury must base its determination are unusual or complex
- the failure to grant a continuance would
  - deny the defendant reasonable time to obtain counsel
  - unreasonably deny the Defendant or the Government continuity of counsel
  - deny counsel for the Defendant or the Attorney for the government the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

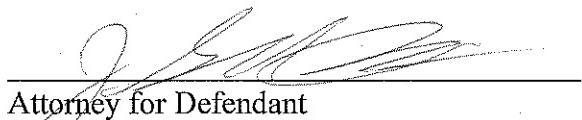
Therefore, this Court hereby grants Defendant's Request for Continuance. In the interests of justice, and at the specific request of Defendant, the 30 day limit within which Defendant shall be indicted, as set forth in the Speedy Trial Act of 1974, has been extended until March 11, 2020

**IT IS SO ORDERED.**

Dated: December 11, 2019

  
George J. Limbert  
United States Magistrate Judge

  
\_\_\_\_\_  
Defendant

  
\_\_\_\_\_  
Attorney for Defendant

  
\_\_\_\_\_  
Attorney for the United States